UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

CERTAIN UNDERWRITERS AT LLOYD'S, LONDON, et al.,

Plaintiffs,

Case No. 1:14-cv-04717-FB-RLM

v.

NATIONAL RAILROAD PASSENGER CORPORATION, et al.,

Defendants.

STIPULATION OF DISMISSAL WITH PREJUDICE BETWEEN AMTRAK AND LMI PURSUANT TO FED. R. CIV. P. 41

Defendant National Railroad Passenger Corporation ("Amtrak") and all Plaintiffs in this action (collectively "London Market Insurers" or "LMI"), through their undersigned counsel and pursuant to Federal Rule of Civil Procedure 41, stipulate and agree that any and all claims in this action between or among Amtrak and LMI against each other are dismissed **with prejudice**. The parties each shall bear their own respective costs, expenses, and counsel fees.

SO ORDERED: /S/ Frederic Block, USDJ

Dated: 12/18/2018

Signed and agreed to on this 18th day of December 2018:

By:<u>s/</u> By: <u>s/</u> Joseph L. Ruby Rhonda D. Orin Mark J. Leimkuhler (pro hac vice) Daniel J. Healy Aisha E. Bembry (pro hac vice) Stephen D. Palley LEWIS BAACH KAUFMANN ANDERSON KILL, LLP MIDDLEMISS PLLC 1717 Pennsylvania Avenue, N.W., Suite 200 1101 New York Avenue, N.W., Suite 1000 Washington, DC 20006 Washington, DC 20005 202-416-6500 202-833-8900 Counsel for Defendant National Railroad Counsel for Plaintiffs London Market Insurers Passenger Corporation